

LICENSE NO. Q8040

IN THE MATTER OF

BEFORE THE

THE LICENSE OF

JACQUELINE GENEVA CURTIS, M.D.

TEXAS MEDICAL BOARD

AGREED ORDER OF VOLUNTARY SURRENDER

On the 6 day of March, 2020, came on to be heard before the Texas Medical Board (the Board), duly in session, the matter of the license of Jacqueline Geneva Curtis, M.D. (Respondent).

On December 10, 2019, Respondent's attorney, Frank King, appeared at an Informal Show Compliance Proceeding and Settlement Conference (ISC) in response to a letter of invitation from the staff of the Board. Respondent was expected to appear, but did not appear for her hearing. The Board's representatives were Robert Gracia, a member of the Board, and Melissa Tonn, M.D., a member of a District Review Committee (Panel). Nikki Karr represented Board staff.

FINDINGS

The Board finds that:

1. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code (the Act) or the Rules of the Board.
2. Respondent currently holds Texas Medical License No. Q-8040. Respondent was originally issued this license to practice medicine in Texas on May 2, 2016.
3. Respondent is primarily engaged in psychiatry, but is under an Agreed Order requiring her to cease practice.
4. Respondent is 34 years of age.
5. Respondent's ISC was scheduled at 1:00 P.M. on December 10, 2019, and Respondent was called to the hearing room at that time. However, neither Respondent nor her attorney were present. The ISC began at 1:25 P.M., at which time Staff was notified that

Respondent had finally appeared. However, only Respondent's attorney, Frank King, was present. Mr. King reported that he and his client had left his office in separate cars to appear at the ISC earlier that afternoon but Respondent had failed to appear at the Board's offices. Mr. King left to look for his client, unsuccessfully. The ISC proceeded without Respondent at 1:35 P.M. Mr. King represented Respondent in her absence.

6. On June 14, 2019, Respondent and the Board executed an Agreed Order (2019 Agreed Order) restricting Respondent's license, requiring her to cease the practice of medicine in Texas, submit to an Independent Medical Examination, and seek permission from the Board to resume practice in Texas based on the results.

7. Respondent submitted to the required evaluation on October 8-10, 2019. During the evaluation interview, and on her Medical Practice Questionnaire dated July 29, 2019, Respondent reported that she was not licensed in any other jurisdiction.

8. However, it has since been discovered that Respondent holds Medical License No. 26401 issued by the Mississippi State Board of Medical Licensure (MSBML).

9. Further, on November 6, 2019, the MSBML issued an Order of Temporary Suspension of Respondent's Mississippi license, citing to violations, including disciplinary action in another state; advertising the practice of weight loss and failing to register as a Bariatric Weight Loss Clinic in violation of MSBML Board Rules; prescribing narcotic drugs, or other drugs having addiction forming or addiction sustaining liability otherwise than in the course of legitimate professional practice; obtaining or attempting to obtain a license by fraud or deception; and use of fraudulent practices/unethical conduct.

10. Further, Respondent violated the 2019 Agreed Order by continuing to engage in the active practice of medicine in Texas after the cease practice terms came into effect. Specifically, Respondent conducted examinations, issued prescriptions and billed for services in Texas on or after June 25, 2019. Further, Respondent maintains an active website marketing her telemedicine practice.

11. Respondent failed to respond to Board Staff's requests for information regarding its investigation(s) and failed to respond to subpoenas for certain documents, including medical and billing records as well as records affidavits.

12. Respondent violated the standard of care and non-therapeutically prescribed to eight patients, including two with whom Respondent had a close, personal relationship.

13. In one instance, Respondent prescribed four medications, including controlled substances, to one of the patients she had a close personal relationship with. These medications were identical to medications Respondent was issued by her own healthcare providers and were filled at the same pharmacy that Respondent used.

14. In another instance, Respondent prescribed three medications to a second patient with whom she had a close personal relationship which were identical to her own prescribed medications. These prescriptions were also filled at Respondent's personal pharmacy in Dallas, Texas, despite the patient being located in Louisiana.

15. By Respondent's signature on this Agreed Order, Respondent requests that the voluntary and permanent surrender of her Texas Medical License be accepted in lieu of further disciplinary proceedings and that the voluntary and permanent surrender of her Texas Medical License be effective on the date of the entry of this Agreed Order.

16. Respondent neither admits nor denies the information given above. To avoid further investigation, hearings, and the expense and inconvenience of litigation, Respondent agrees to the entry of this Agreed Order and to comply with its terms and conditions.

#### CONCLUSIONS OF LAW

Based on the above Findings, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.
2. Section 164.061 of the Act and 22 TEX. ADMIN. CODE 196.2 authorize the Board to accept the voluntary and permanent surrender of Respondent's Texas Medical License.
3. This Order is based on Finding Nos. 5 through 14 and the specific authority of Sections 160.009(b); 164.051(a)(1), (3), (4) and (6); 164.052(a)(5); and 164.053(a)(1), (4) and (5) of the Act.
4. Section 164.002(a) of the Act authorizes the Board to resolve and make a disposition of this matter through an Agreed Order.

ORDER

Based on the above Findings and Conclusions of Law, the Board ORDERS that:

1. The voluntary and permanent surrender of Respondent's Texas Medical License should be, and is, accepted by the Board effective on the date this Order is signed by the President of the Board.
2. Respondent's Texas Medical License Q-8040 is, therefore, permanently canceled.
3. Respondent shall immediately cease practice in Texas. Respondent's practice in the state of Texas after the date of entry of this Agreed Order shall constitute a violation of this Order, subjecting Respondent to disciplinary action by the Board or prosecution for practicing without a license in Texas.
4. Respondent shall not petition the Board for reinstatement of her Texas license.
5. By this voluntary and permanent surrender of Respondent's Texas Medical License, Respondent resolves any and all complaints currently before the Board.

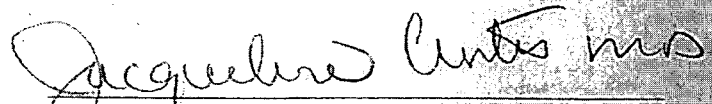
RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.

THIS ORDER IS A PUBLIC RECORD.

[SIGNATURE PAGES FOLLOW]

JACQUELINE GENEVA CURTIS, M.D., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THIS AGREED ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

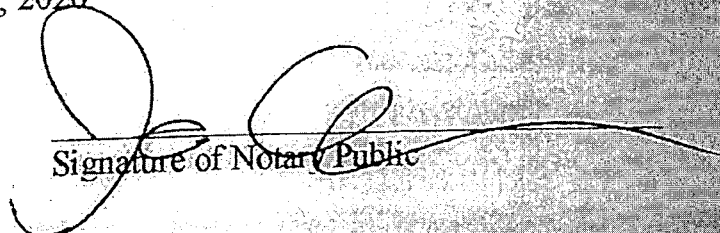
DATED: January 29<sup>th</sup>, 2020.

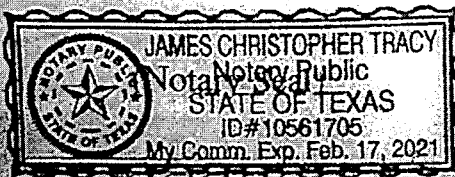
  
JACQUELINE GENEVA CURTIS, M.D.  
Respondent

STATE OF Texas  
COUNTY OF Dallas

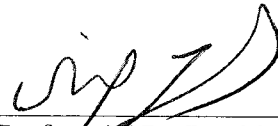
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SWORN TO AND ACKNOWLEDGED BEFORE ME, the undersigned Notary Public, on this 29<sup>th</sup> day of January, 2020

  
Signature of Notary Public



SIGNED AND ENTERED by the presiding officer of the Texas Medical Board on this  
6 day of March, 2020.



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Sherif Z. Zaafran, M.D., President  
Texas Medical Board